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PATENT

Fil No. B-1075 F2C2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant or Patentee: Peter Van Voris, Dominic C. Cataldo, and
Frederick G. Burton

Serial or Patent No.: _____

Filed or Issued: _____

For: METHOD AND DEVICE FOR PROTECTION OF WOODEN OBJECTS PROXIMATE SOIL FROM
PEST INVASION

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
 (37 CFR 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION

I hereby declare that I am an official empowered to act on behalf of the
 nonprofit organization identified below:

NAME OF ORGANIZATION Battelle Memorial Institute
Pacific Northwest Laboratories
 ADDRESS OF ORGANIZATION Post Office Box 999, Richland, WA 99352

TYPE OF ORGANIZATION:

☒ Nonprofit Scientific or Educational Under Statute of State of the
 United States of America
 (Name of State Ohio)
 (Citation of Statute Sections 1719.01 and 1719.05, Rev. Code
of Ohio)

I hereby declare that the nonprofit organization identified above qualifies as
 a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying
 reduced fees under section 41(a) and (b) of Title 35, United States Code with
 regard to the invention entitled METHOD AND DEVICE FOR PROTECTION OF WOODEN
OBJECTS PROXIMATE SOIL FROM PEST INVASION by inventor(s) Peter Van Voris,
Dominic C. Cataldo and Frederick G. Burton described in

☐ application executed _____
☒ specification filed herewith
☐ application serial no. _____, filed _____
☐ patent no. _____, issued _____

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME NONE
ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

NAME _____
ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Paul W. Zimmerman
TITLE OF ORGANIZATION Contracting Officer, Pacific Northwest Division,
Battelle Memorial Institute
ADDRESS OF PERSON SIGNING Post Office Box 999, Richland, WA 99352

SIGNATURE Paul W. Zimmerman DATE 9/6/20

COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name,

I believe I am an original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD AND DEVICE FOR PROTECTION OF WOODEN OBJECTS PROXIMATE SOIL FROM PEST INVASION, the specification of which

☒ is attached hereto.

☐ was filed on _____ as
Application Serial No. _____

☐ and was amended on _____
(if applicable)

☐ with amendments through _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

☒ no such applications have been filed

☐ such applications have been filed as follows

Prior Foreign Application(s)

Priority
Claimed

NONE

<u> </u>	<u> </u>	<u> </u>	<u> </u> <u> </u>	<u> </u> <u> </u>
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
<u> </u>	<u> </u>	<u> </u>	<u> </u> <u> </u>	<u> </u> <u> </u>
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, Sec. 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Sec. 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>08/484,967</u>	<u>06/07/95</u>	<u>PENDING</u>
(Application Serial No.)	(Filing Date)	(Status - patented, pending, abandoned)
<u>08/350,432</u>	<u>12/05/94</u>	<u>PENDING</u>
(Application Serial No.)	(Filing Date)	(Status - patented, pending, abandoned)
<u>08/050,761</u>	<u>04/20/93</u>	<u>ABANDONED</u>
(Application Serial No.)	(Filing Date)	(Status - patented, pending, abandoned)
<u>07/402,122</u>	<u>09/01/89</u>	<u>ABANDONED</u>
(Application Serial No.)	(Filing Date)	(Status - patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application, to file a corresponding international application, and to transact all business in the Patent and Trademark Office connected therewith:

Paul W. Zimmerman, Registration No. 34,761 /
Douglas E. McKinley, Jr., Registration No. 40,280

Address all correspondence to:

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Battelle Memorial Institute
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Post Office Box 999
Richland, WA 99352

Direct all phone calls to him at (509) 375-2981

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1-00
Full name of second joint inventor Peter Van Voris

Inventor's signature

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12/17/96

Date

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Inventor's signature

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Inventor's signature

Frederick G. Burton

12/18/96

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